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6 Attorneys for Defendants  
7 CITY OF ROHNERT PARK, BRIAN MASTERSOHN, RYAN FOILES,  
CHARLES LARSON, "FNU" AGER, and JEFF JUSTICE

8 UNITED STATES DISTRICT COURT

9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10  
11 CHRISTOPHER KNAPP; SAMUEL KNAPP;  
and KAREN KNAPP,

12 Plaintiffs,

13 v.

14 CITY OF ROHNERT PARK, a municipal  
15 corporation; BRIAN MASTERSOHN,  
16 individually and in his official capacity as Chief  
17 of Police the CITY OF ROHNERT PARK;  
18 RYAN FOILES#399, individually and in his  
19 official capacity as a police officer for the CITY  
20 OF ROHNERT PARK; CHARLES LARSON,  
21 individually and in his official capacity as police  
22 officer for the CITY OF ROHNERT PARK;  
23 "FNU" AGER, individually and in his official  
24 capacity as a police officer for the CITY OF  
25 ROHNERT PARK; JEFF JUSTICE, individually  
and in his official capacity as a police officer for  
the CITY OF ROHNERT PARK; DOES 1-25,  
inclusive,

26 Defendants.

CASE NO.: C12-01917-WHA

**STIPULATION OF PARTIES FOR  
ADMINISTRATIVE ORDER EXTENDING  
DATE OF CASE MANAGEMENT  
CONFERENCE; [Proposed]  
ADMINISTRATIVE ORDER EXTENDING  
DATE FOR CASE MANAGEMENT  
CONFERENCE**

Courtroom 8, 19<sup>th</sup> Floor  
Honorable William Alsup

25 TO THIS HONORABLE COURT:

26 Pursuant to Northern District Local Rule 16-2(e), all plaintiffs and the City of Rohnert Park  
27 hereby stipulate to, and request, an Administrative Order of this Court rescheduling the Case  
28 Management Conference currently set for August 23, 2012 in Courtroom 8, 19th Floor of the U.S.

1 District Court for the Northern District of California. In support of this request, each of the affected  
2 parties by and through their respective attorneys of record hereby agree and stipulate as follows:

3 1. Plaintiffs filed the above-referenced action on April 17, 2012, the City of Rohnert  
4 Park was not served with the complaint until July 27, 2012. The City's last day to answer the  
5 complaint is August 17, 2012.

6 2. Plaintiffs have not yet served the individually named defendants. As reflected in the  
7 proofs of service, plaintiffs served the City of Rohnert Park's record supervisor, who is authorized  
8 to accept service on behalf of the City but is not authorized to accept service on behalf of the  
9 individual defendants. After negotiation, plaintiffs have forwarded to counsel for the City of  
10 Rohnert Park several Requests for Waiver of Service of Summons. Defense counsel is currently  
11 seeking authorization to waive service of summons on behalf of the individually named defendants.

12 3. In addition, neither trial attorney involved in this matter is available for the currently  
13 scheduled Case Management Conference. Defense trial counsel, Steven C. Mitchell, is currently  
14 out of the state on a previously-planned vacation and will not return until August 24, 2012.  
15 Similarly, plaintiffs' counsel is currently out of the state on vacation and will not return until the  
16 end of August.

17 4. Accordingly, due to the parties' necessity to resolve service-related issues, and due  
18 to the fact that neither trial attorney is available for the currently scheduled Case Management  
19 Conference, the parties respectfully request that this Court reschedule the Case Management  
20 Conference from August 23, 2012 to September 20, 2012, at 11:00 am or as soon thereafter as is  
21 convenient for the Court.

22 5. Aside from the dates triggered by the Initial Case Management Conference date and  
23 FRCP Rule 26, no other previously scheduled dates will be affected by this Order.

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LAW OFFICES OF  
**GEARY,  
SHEA,  
O'DONNELL  
GRATTAN &  
MITCHELL  
P.C.**

1 IT IS SO STIPULATED.

2 DATED: August 14, 2012

3  
4  
5 GEARY, SHEA, O'DONNELL, GRATTAN &  
6 MITCHELL, P.C.

7  
8 By /s/  
9 ROBERT W. HENKELS  
10 Attorneys for Defendant  
11 CITY OF ROHNERT PARK, BRIAN  
12 MASTERSON, RYAN FOILES, CHARLES  
13 LARSON, "FNU" AGER, and JEFF JUSTICE

14 DATED: August 14, 2012

15 LAW OFFICES OF JOHN L. BURRIS

16  
17 By /s/  
18 BENJAMIN NIESENBAUM  
19 Attorneys for Plaintiffs  
20 CHRISTOPHER KNAPP, SAMUEL KNAPP  
21 and KAREN KNAPP

22  
23 **ATTESTATION FOR COMPLIANCE WITH GENERAL ORDER 45 AND LOCAL RULE**  
24 **VIII.B.**

25 I, Robert W. Henkels, declare under penalty of perjury under the laws of California and the  
26 United States that I have in my possession e-mail correspondence from plaintiffs' counsel that the  
27 content of this document is acceptable to all persons required to sign the document. I declare that  
28 this document was signed in Santa Rosa, California, on August 9, 2012.

29 DATED: August 14, 2012

30 GEARY, SHEA, O'DONNELL, GRATTAN &  
31 MITCHELL, P.C.

32  
33 By /s/  
34 ROBERT W. HENKELS  
35 Attorneys for Defendant  
36 CITY OF ROHNERT PARK, BRIAN  
37 MASTERSON, RYAN FOILES, CHARLES  
38 LARSON, "FNU" AGER, and JEFF JUSTICE

39  
40 LAW OFFICES OF  
41 GEARY,  
42 SHEA,  
43 O'DONNELL &  
44 GRATTAN &  
45 MITCHELL  
46 P.C.  
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1 PURSUANT TO STIPULATION, AND GOOD CAUSE APPEARING:

2  
3 The Case Management Conference in the above-referenced action currently set for August  
4 23, 2012 is reset to: (Date) September 20, 2012, at (Time): 11:00 a.m., in  
5 Courtroom 8, 19th Floor of the U.S. District Court for the Northern District of California, San  
6 Francisco, California. A Joint Case Management Conference Statement shall be filed seven (7)  
7 calendar days before the new date.

8 **IT IS SO ORDERED.**

9 THERE WILL BE NO FURTHER CONTINUANCES.

10 Date: August 16, 2012.

